



71  
PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Kristinn R. RZEPKOWSKI et al.

Group Art Unit: 2173

Application No.: 09/487,274

Examiner: X. L. Bautista

Filed: January 19, 2000

Docket No.: 104425

For: SYSTEMS, METHODS AND GRAPHICAL USER INTERFACES FOR  
PREVIEWING IMAGE CAPTURE DEVICE OUTPUT RESULTS

SUBMISSION UNDER 37 CFR §1.251

RECEIVED

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

JUL 15 2004  
Technology Center 2100

Sir:

In reply to the June 7, 2004 Notice under 37 CFR §1.251, please incorporate into the above-identified application for reconstruction the enclosures as follows:

- (1) A copy of the record of all correspondence between Applicants and the Patent Office;
- (2) A list of such correspondence; and
- (3) Remarks, including a statement regarding the submitted copy.

**REMARKS**

Claims 1-39 are pending and awaiting further action by the U.S. Patent and Trademark Office. Legal Instruments Examiner Green is thanked for the courtesies shown to Applicants' representative during the May 26 telephone interview.


Enclosed is a copy of the record of all correspondence between Applicants and the Patent Office. Also enclosed are a list of such correspondence and a copy of the completed Form PTO-2053-B portion of the Notice under 37 CFR §1.251.

It is respectfully submitted that the enclosed copy of the record of all correspondence between Applicants and the Patent Office is a complete and accurate copy of the Applicants' record, except for U.S. patent documents.

Further, it is respectfully submitted that Applicants are unaware of any correspondence between the Patent Office and Applicants for the above-identified application that is not among Applicants' records, as provided hereto.

Should the U.S. Patent and Trademark Office require further information, its representatives are invited to contact Applicants' undersigned representative at the telephone number listed below.

Respectfully submitted,



James A. Oliff  
Registration No. 27,075

Gerhard W. Thielman  
Registration No. 43,186

JAO:GWT/gwt

Attachments:

Copy of Record of All Correspondence  
List of Correspondence  
PTO-2053-B

Date: July 14, 2004

**OLIFF & BERRIDGE, PLC**  
**P.O. Box 19928**  
**Alexandria, Virginia 22320**  
**Telephone: (703) 836-6400**

<p>DEPOSIT ACCOUNT USE AUTHORIZATION Please grant any extension necessary for entry; Charge any fee due to our Deposit Account No. 24-0037</p>
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► Mail Room (Regular Delivery)

The following papers have been filed:

Submission under 37 CFR §1.251

Name of Applicant: Kristinn R. RZEPKOWSKI et al.

Serial No.: 09/487,274

Atty. File No.: 104425

Title (New Cases):

Sender's Initials: JAO:GWT/tbh

82/32

**PATENT OFFICE DATE STAMP**



**COPY TO BE STAMPED BY PATENT OFFICE  
AND RETURNED BY MESSENGER**



PTO-2853-B (Rev. 10/03)

Approved for use through 07/31/2006. OMB 0651-0031  
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In re Application of:

Application No.:

Filing Date:

Title:

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09/487274

1/19/00

SYSTEMS METHODS AND GRAPHICAL USER

INTERFACES FOR PREVIEWING IMAGE  
CAPTURE DEVICE OUTPUT RESULTS

Mail Stop RECONSTRUCTION  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

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JUL 15 2004

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# NOTICE UNDER 37 CFR 1.251 - Pending Application

Statement (check the appropriate box):

☒ The copy submitted with this reply is a complete and accurate copy of applicant's record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and applicant is not aware of any correspondence between the Office and applicant for the above-identified application that is not among applicant's records.

☐ The copy of the paper(s) listed in the notice under 37 CFR 1.251 is/are a complete and accurate copy of applicant's record of such paper(s).

☐ The papers produced by applicant are applicant's complete record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and applicant is not aware of any correspondence between the Office and the applicant for the above-identified application that is not among applicant's records.

☐ Applicant does not possess any record of the correspondence between the Office and the applicant for the above-identified application.

July 14, 2004

Date

Signature

Gerhard W. Thielman

Typed or printed name

Reg. No. 43,186

A copy of this notice should be returned with the reply.

Burden Hour Statement: This collection of information is required by 37 CFR 1.251. The information is used by the public to reply to a request for copies of correspondence between the applicant and the USPTO in order to reconstruct an application file. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 60 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

**LIST OF CORRESPONDENCE BETWEEN APPLICANTS' REPRESENTATIVE  
AND THE PATENT AND TRADEMARK OFFICE**

The following is list of communications (in reverse chronological order) by date, title and number of pages:

<u>Date</u>	<u>Title of Communication</u>	<u>No. Pages</u>
June 7, 2004	Notice Under 37 CFR §1.251 (by facsimile)	5
May 13, 2004	Confirmation of Telephone Interview w/ receipt	2
November 13, 2003	Status Inquiry Letter w/ receipt	2
June 12, 2003	Amendment Under 37 CFR §1.111 w/ receipt	17
April 24, 2003	Rejection (Office Action)	8
February 5, 2003	Large Entity Request for Continued Examination Under 37 CFR §1.114 w/ receipt	2
January 15, 2003	Advisory Action	3
January 2, 2003	Amendment After Final Rejection Under 37 CFR §1.116 w/ Appendix and two receipts	14
November 6, 2002	Final Rejection / Notice of Appeal (Office Action)	13
September 20, 2002	Amendment Under 37 CFR §1.111 w/ Appendix, Request for Approval of Drawing Corrections and receipt	12
September 17, 2002	Interview Summary	2
August 14, 2002	Rejection (Office Action) w/ Notice of Draftsperson's Patent Drawing Review and Form Pto-892	12
August 1, 2002	Status Letter Reply (untitled communication)	1
July 23, 2002	Third Status Inquiry Letter w/ receipt	2
February 4, 2002	Status Letter Reply	1
January 23, 2002	Second Status Inquiry Letter w/ receipt	2
July 20, 2001	Status Inquiry Letter w/ receipt	2
April 20, 2002	Notice of Recordation of Assignment Document	4
February 24, 2000	Filing Receipt	2
February 24, 2000	Preliminary Amendment w/ receipt	6
(postmark obscured)	PTO Receipt for Filing of Papers	1
January 19, 2000	New U.S. Application Transmittal, 32 pp. specification, claims (39), abstract, 10 sheets of drawings (Figs. 1-8C) executed Declaration, Assignment Transmittal, executed Assignment w/ receipt	50

104425  
GWT  
58

Technology Center  
Crystal Park Building Two  
2<sup>nd</sup> Floor Room 3A21



JUL 15 2004

Facsimile Transmission Cover Sheet

Technology Center 2100

To: Gerhard Thielman  
Jerry Tillman Fax: (703) 836-2787

From: Verlene D. Green, Head SAE Date: 6/7/04  
Telephone No: 305-4376 Fax No: 305-23719

Re: 09/487274 Pages: 5

CC:

☐ Urgent ☐ For Review ☐ Please Comment ☒ Please Reply ☐ Please Recycle

Comments: Note are attached copies of letter  
to start reconstructed file of serial  
number 09/487274.

2004 JUN -7 PM 2:29

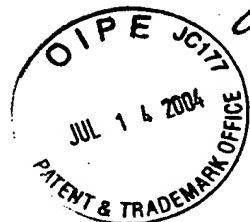
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United States Patent and Trademark Office  
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Alexandria, Virginia 22313-1450  
www.uspto.gov

— The MAILING DATE of this communication appears on the cover sheet with the correspondence address —



09/487274

JUNE 7, 2004

## NOTICE UNDER 37 CFR 1.251 - Pending Application

☒ The file of the above-identified application cannot be located after a reasonable search. Therefore, the Office is initiating the reconstruction of the file of the above-identified application pursuant to the provisions of 37 CFR 1.251.

Applicant is given a period of **THREE (3) MONTHS** from the mailing date of this notice within which to provide a copy of applicant's record (if any) of all of the correspondence between the Office and applicant for the above-identified application (except for U.S. patent documents), a list of such correspondence, and a statement that the copy is a complete and accurate copy of applicant's record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and whether applicant is aware of any correspondence between the Office and applicant for the above-identified application that is not among applicant's records.

☒ The following paper(s) pertaining to the above-identified application cannot be located after a reasonable search:

Therefore, the Office is initiating the reconstruction of such paper(s) pursuant to the provisions of 37 CFR 1.251.

Applicant is given a period of **THREE (3) MONTHS** from the mailing date of this notice within which to provide a copy of the paper(s) listed above and a statement that the copy of such paper(s) is a complete and accurate copy of applicant's record of such paper(s).

Alternatively, applicant may reply to this notice by producing applicant's record (if any) of all of the correspondence between the Office and the applicant for the above-identified application for the Office to copy (except for U.S. patent documents), and provide a statement that the papers produced by applicant are applicant's complete record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), whether applicant is aware of any correspondence between the Office and the applicant for the above-identified application that is not among applicant's records. Such records must be brought to the Customer Service Center in the Office of Initial Patent Examination (Crystal Plaza 2, 2011 South Clark Place, Arlington, VA 22202).

If applicant does not possess any record of the correspondence between the Office and the applicant for the above-identified application (or any copy of the paper(s) listed above), applicant must reply to this notice by providing a statement that applicant does not possess any record of the correspondence between the Office and the applicant for the above-identified application.

Failure to reply to this notice in a timely manner will result in abandonment of the above-identified application. The three-month period for reply to this notice may be extended (up to a maximum of six months) under the provisions of 37 CFR 1.136(a). However, failure to reply within this three-month period will result in a reduction of any patent term adjustment. See 37 CFR 1.704(b).

☒ A printout from PALM of the contents of the file of the above-identified application is included with this notice.

Direct the reply to this notice to:

Ms. V. Green  
2121 Crystal Drive  
Arlington, VA 22202

Direct questions concerning this notice to:

V. Green  
CPK2-2A13

PTO-2053-A (Rev. 10/03)

Mail Stop RECONSTRUCTION  
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Date

Signature

Typed or printed name

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PTO-2853-B (Rev. 10/03)



Day : Friday  
Date: 4/30/2004  
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**PALM INTRANET****Content Information for 09/487274**

Search Another: Application#  Search or Patent#  Search

PCT /  /  Search or PG PUBS #  Search

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Appln Info Contents Petition Info Atty/Agent Info Continuity Data Foreign Data Inv

Date	Status	Code	Description
12/04/2003		LFLOST	FILE MARKED LOST
10/02/2003		FWDX	DATE FORWARDED TO EXAMINER
06/12/2003	71	A...	RESPONSE AFTER NON-FINAL ACTION
04/24/2003	41	MCTNF	MAIL NON-FINAL REJECTION
04/23/2003	40	CTNF	NON-FINAL REJECTION
02/12/2003		FWDX	DATE FORWARDED TO EXAMINER
02/05/2003	71	RCEX	REQUEST FOR CONTINUED EXAMINATION (RCE)
02/12/2003		ABN9	EXPRESS ABANDONMENT (FOR ENTRY OF CPA / RCE / RUL)
02/05/2003		BRCE	WORKFLOW - REQUEST FOR RCE - BEGIN
01/15/2003	83	MCTAV	MAIL ADVISORY ACTION (PTOL - 303)
01/13/2003	82	CTAV	ADVISORY ACTION (PTOL-303)
11/06/2002	61	MCTFR	MAIL FINAL REJECTION (PTOL - 326)
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09/25/2002		FWDX	DATE FORWARDED TO EXAMINER
09/20/2002	71	A...	RESPONSE AFTER NON-FINAL ACTION
09/17/2002		EXIN	EXAMINER INTERVIEW SUMMARY RECORD (PTOL - 413)
08/14/2002	41	MCTNF	MAIL NON-FINAL REJECTION
08/09/2002	40	CTNF	NON-FINAL REJECTION
03/18/2002		DOCK	CASE DOCKETED TO EXAMINER IN GAU
10/06/2000		DOCK	CASE DOCKETED TO EXAMINER IN GAU
02/24/2000		A.PE	PRELIMINARY AMENDMENT
03/22/2000	30	DOCK	CASE DOCKETED TO EXAMINER IN GAU
02/25/2000	20	OIPE	APPLICATION DISPATCHED FROM OIPE

Content Information EXPO V1.00

02/24/2000		CAD	CORRESPONDENCE ADDRESS CHANGE
02/15/2000		SCAN	IFW SCAN & PACR AUTO SECURITY REVIEW
02/16/2000		G050	PREEXAMINATION LOCATION CHANGE
01/27/2000	19	IEXX	INITIAL EXAM TEAM NN

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